

CAMDEN COUNTY BOARD OF COMMISSIONERS

Regular Meeting

May 5, 2003

Senior Center Conference Room, Courthouse Complex

MINUTES

The regular meeting of the Camden County Board of Commissioners was held Monday, May 5, 2003 at 8:00 A.M. in the Senior Center Conference Room, Courthouse Complex. The following members were present:

Chairman Jeff Jennings
Vice Chairman Samuel K. Shaw, Sr.
Commissioners Melvin Jeralds, J.C. Rountree and Clayton Riggs
County Manager/Clerk to the Board Carl Classen
Deputy Clerk to the Board Ava Murgia

Chairman Jennings called the meeting to order. Commissioner Jeralds gave the invocation.

PUBLIC COMMENTS

Lynne M. Bunch, President of the College of the Albemarle, thanked the Board for their financial support and presented a resolution from the College to the Board. Ms. Bunch commended Commissioner Rountree on his years of service as a member of their College of the Albemarle Board.

CONSIDERATION OF MINUTES

Commissioner Rountree made a motion to approve the draft minutes, as presented, for the April 21, 2003 regular meeting, subject to correction of typographical and technical errors. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent.

CONSIDERATION OF AGENDA

Mr. Classen asked that the following items be add to the agenda: Add *Item X. E. 1. APNEP*, *Item X. E. 2. Medical Insurance – Domestic Partners* and *Item X. E. 3. Minutes*.

Commissioner Jeralds made a motion to approve the agenda as amended. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Board of Equalization and Review

Chairman Jennings recessed the Board of Commissioners meeting and convened the Board of Equalization and Review. Mary Rhodes, Tax Administrator, was present to answer questions from the Board.

Printouts of the following cases were given to the Board.

1. Walter Litchfield
2. Sheila Gordon
3. James Harrell
4. E.B. Jones
5. W.E. McCoy Heirs (Leroy McCoy)
6. Kenneth Pierce

Ramona Litchfield, 191 Thomas Point Road, stated they recently installed a new carport but through the years taxes have kept going up and up. Mrs. Litchfield stated she and her

husband are retired and since their taxes continue to increase, this will cause a hardship to them.

Shelia Gordon was not present.

James Harrell was not present.

E.B. Jones stated he feels his taxes are too high because he is not in a subdivision.

Leroy McCoy stated an error was made several years ago in the tax office and still is not straight.

Mrs. Pierce stated the property is not a live in residence and has no windows and is not habitable.

Sam Staples, 130 Taylor’s Lane, requested to be heard. After having his questions answered, Mr. Staples withdrew his appeal.

The following people appeared before the Board on Monday, April 21, 2003:

- 1. Mike Bell, Executor for Rose Bell
- 2. R. J. Richardson
- 3. Everett L. Sawyer

Chairman Jennings stated the Board would view the appealed properties on Monday, May 5, 2003 from 1:00 PM to 4:00 PM. Mary Rhodes, Tax Administrator was instructed to notify the applicants.

There being no further comments, Chairman Jennings recessed the Board of Equalization and Review and reconvened the Board of Commissioners meeting.

Ordinance No. 2003-04-01 Relating to Land Use Code Changes

Ordinance No. 2003-04-01 Relating to Land Use Code Changes was introduced by the Commissioners on April 6, 2003 and was the subject of a public hearing on April 21. No person spoke to any matter of the Ordinance during the public hearing.

On April 24, the County Commissioners and the Planning Board held a joint workshop meeting and reviewed the Ordinance and proposed amendments in detail.

Commissioner Jeralds made a motion to approve *Ordinance No. 2003-04-01*, as amended. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

As approved, *Ordinance No. 2003-04-01* reads as follows:

Ordinance No. 2003-04-01

**AN ORDINANCE
AMENDING THE LAND USE CODE SECTIONS
OF CAMDEN COUNTY**

Camden County, North Carolina

BE IT ORDAINED BY THE CAMDEN COUNTY BOARD OF COMMISSIONERS as follows:

Article I: Purpose

The purpose of this Ordinance is to amend the Unified Development Ordinance of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 15, 1997, and subsequently amended and as otherwise incorporated into the Camden County Code.

Article II. Construction

For purposes of this Ordinance, underlined words (underline) shall be considered as additions to existing Ordinance language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. Language of an adopted ordinance shall be shown in italics (*italics*).

Article III. Amend Article 1 of the Camden County Unified Development Ordinance

Section One. Section 114 (Every Lot Must Abut a Street or Road) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *No building ~~or~~ structure ~~or use of land for other than a use on a bona fide farm~~ shall be established on a lot recorded in the Camden County Registry after June 3, 2002 which does not abut a State maintained street or road, or private street, which has been built and is maintained to State road standards, as permitted in these regulations. ~~except as provided below:~~*

~~(a) a permit for construction or use within any residential development may be allowed on a lot created and recorded in the Camden County Registry on or before June 3, 2002;~~

~~(b) a permit for construction or use within any office, commercial, and industrial development may be allowed on a lot created and recorded in the Camden County Registry on or before June 3, 2002;~~

Section Two: Section 118 (Miscellaneous) is hereby amended to read as follows:

1. *Whenever an exact number, value or percentage is prescribed or required in any part of this ordinance, the Administrator may permit a 5% deviation, either greater or less than. Such deviation, when allowed by the Administrator, shall be done so in writing stating the facts for allowing the deviation. The Administrator shall provide a copy of the approval to the person requesting the deviation and to the approving authority, if other than the approving authority.*
2. *Words used in the singular in this Ordinance include the plural and words used in the plural include the singular.*
3. *As used in this Ordinance, words indicating the masculine gender include the feminine and neuter.*

Section Three: Section 123 (Mining Overlay District) is hereby amended to read as follows:

1. *The Mining District is hereby established as an overlay district, and the land so classified may be used in a manner permitted in the underlying district only if and to the extent such use is also permitted by the provisions of this overlay district.*
2. *Permitted uses within Mining Overlay Districts are granted by Special Use Permit and may be issued only if the applicant has received the State of North Carolina Mining Permit and complies with the general standards and following specific standards. The intent of this overlay district is to allow certain mining operations to take place in Camden County in very limited locations and under very restrictive circumstances, to insure that safety is maintained during excavations and to insure that mined lands are restored to a usable form after excavation.*
- ~~8. *Approval of a Mining Overlay District shall authorize the County Manager or other appropriate county official to notify the state of award of approval.*~~

Section Four: Section 126 (Lots Divided by District Lines) is hereby amended to read as follows:

1. *Whenever a single lot two (2) acres or less in size is located within two (2) or more different zoning districts, the district regulations applicable to the regulations of the more restrictive district shall apply.*
2. *Whenever a single lot greater than two (2) acres in size is located within two (2) or more different Zoning Districts, then the regulations applicable for the district covering that portion of the lot shall apply.*

Article IV. Amend Article 2 of the Camden County Unified Development Ordinance

Section One. Section 201 (Minimum Lot Size) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *Subject to the provisions of Section 202, Section 207 (Multi-Family and Two-Family Development) and Article 10 (Common Open Space Subdivisions); every lot in every zoning district, except the R-3 District, General Use District and Community Core District, shall have or contain at least 40,000*

square feet. The minimum lot size in the R-3-1 District shall be one (1) acre and the minimum lot size in the R-3-2 District shall be two (2) acres. The minimum lot size in the General Use District shall be five (5) acres. The Community Core District minimum lot size shall be 20,000 square with connection to a public water system and 10,000 square feet with connection to a public water system and to a public sewer system. Minimum lot sizes shall not apply to areas designated as open space. The minimum lot size for a parcel created pursuant to Section 901(e) [the so-called “parent-child exemption”] shall be either: (a) one acre; or, (b) the minimum lot size applicable for the zoning district where the lot is created, whichever is smaller.

- 2. For purposes of this and the following Sections, land that is submerged or regularly under water or intended in the future to be in such condition in canals, sounds, streams, ocean, CAMA wetlands, etc. shall not be included in the area of any lot for the purpose of meeting minimum square footage requirements except where the area is designated as open space, in which case the provisions of Articles 7 and 10 or Section 207 shall apply.
- 3. Condominium units are exempted from minimum lot size requirements provided the lot on which they are located is legally created and documents establishing an association of owners for the purpose of maintaining, administering and operating common areas and facilities are recorded with the Camden County Register of Deeds. Creation of condominium lots shall be subject to the subdivision requirements of this Ordinance.

Section Two. Section 202 (Maximum Residential Density) of the Camden County Unified Development Ordinance is hereby amended as follows and all following subsections are re-numbered accordingly:

Section 202 Maximum Residential Density.

- ~~1. Subject to Subsection (2) and the provisions of Article 10 (Common Open Space Subdivisions), Article 10-1 (Planned Unit Subdivisions), and Section 207 (Multi Family and Two Family Development):~~
 - ~~(a) every lot developed for residential purposes except lots within Common Open Space Subdivisions and Planned Unit Developments shall have or contain a minimum lot size of 40,000 square feet. The minimum lot size in the R-3-1 District shall be one (1) acre and the minimum lot size in the R-3-2 District shall be two (2) acres. The minimum lot size in the General Use District shall be five (5) acres.~~
- 4. Multi-family and two-family residences shall be subject to the minimum lot sizes established in Section 207.
- 5. The densities set forth in this Section are permissible only if and to the extent that water and sewer facilities are or will be made available to serve the proposed density in accordance with the provisions of Article 6 of this Ordinance (Utilities) or if water and sewer facilities are not available to serve the proposed density, then such density shall be limited by the availability of conventional individual water wells and septic systems, being approved for the particular lot or parcel. In addition, nothing in this Section shall be interpreted as authorizing a type of use (e.g., multi-family) in a district (e.g., R-1, R-2 or R-3) where such uses are not permitted under the Table of Permissible Uses (Article 12).
- 6. In determining the number of dwelling units permissible on a tract of land fractions shall be dropped.

Section Three. Section 204 (Setback Requirements) of the Camden County Unified Development Ordinance is hereby amended as follows and all following subsections are re-numbered accordingly:

- 1. Subject to Sections 205, Section 206 and other provisions of this Ordinance, no portion of any structure may be located on any lot closer to any lot line or to a street than is authorized in the Table set forth below:
 - (a) Table of Setback Requirements for lots recorded prior to February 17, 2003

Street Setbacks		Lot Boundary Setbacks		
Zoning District	Vehicular & Structural Setback	Structural Side Setback	Structural Rear Lie Setback	Vehicular Area Side & Rear Setbacks
CCD	25	10	10	10
HC, NCD I-1, I-2	25	10	10	Zero (0)
R-1	25	10	10	10
R-2	50	10	10	10
R-3	50	10	10	10
GUD	100	25	25	25

- (b) Table of Setback Requirements for lots recorded after February 17, 2003

Street Setbacks		Lot Boundary Setbacks		
Zoning District	Vehicular & Structural Setback	Structural Side Setback	Structural Rear Lie Setback	Vehicular Area Side & Rear Setbacks
CCD	25	10	10	10
HC, NCD I-1, I-2	25	10	10	Zero (0)
R-1	25	10	10	10
R-2	50	10	10	10
R-3	50	25	25	25
GUD	100	25	25	25

Section Four. Section 206 (Height Limitations) of the Camden County Unified Development Ordinance is hereby amended as follows and all following subsections are re-numbered accordingly:

1. *No Building or structure may exceed a height of thirty-five (35) feet. Any applicant for a structure (e.g. Wireless Telecommunications Facility) with a height of fifty (50) feet or more shall obtain written documentation from the manager of any airport which regularly handles commercial or military air traffic and is located within fifteen (15) miles of the proposed site that the structure will not interfere with air traffic or otherwise pose a risk to air traffic. The applicant may appeal to the Board of Adjustment if the manager of the airport does not provide the applicant with a statement as required by this section and the Board may grant the permit if it makes written findings of fact that all other requirements under this ordinance are met and if the proposed structure will not interfere or otherwise pose a risk to air traffic.*

Section Five. Section 210 (Roof Pitch and Porches) of the Camden County Unified Development Ordinance is given the following new catch line of Appearance Standards and is hereby amended as follows and all following subsections are re-numbered accordingly:

Section 210 ~~Roof Pitch and Porches~~ Appearance Standards

1. *Except as otherwise provided herein, the following appearance standards shall apply to all site-built, modular and mobile single-family and multi-family homes erected, constructed, installed, placed or otherwise located in Camden County but shall not apply to commercial structures:*
 - (A) *There shall be a porch at each entrance to the structure having dimensions of not less than three (3) feet wide and three (3) feet deep. The sides of all porches and steps shall be constructed with wood, masonry or concrete, but no metal.*
2. *In addition to the foregoing requirement, the following appearance standards shall apply to all modular and site-built homes erected, constructed, installed, placed or otherwise located in Camden County but shall not apply to commercial structures:*
 - (A) *The minimum vertical rise for a roof shall be six (6) feet for each twelve (12) feet of horizontal run.*
 - (B) *Not less than fifty percent (50%) of the entire roof area of the house shall have a minimum vertical rise of six (6) feet for each twelve (12) feet of horizontal run.*
 - (C) *The calculation of the minimum roof area required to meet the fifty percent (50%) threshold shall not include the roof area covering a dormer window.*
 - (D) *The minimum vertical rise for a roof shall be four (4) feet for each twelve (12) feet of horizontal run over any style of dormer windows;*
 - (E) *The minimum vertical rise for a roof shall be three (3) feet for each twelve (12) feet of horizontal run over non-heated space such as porches.*
3. *The following appearance standards shall apply to all principal structures erected, constructed, installed, placed or otherwise located in R-3 and GUD districts:*
 - (A) *No principal structure may be constructed or installed that does not have at least a porch at the front entrance of the structure. Such porch shall have a minimum area of fifty-four (54) square feet, and the calculation of such area shall not include any steps. The steps to the front porch shall be not less than six (6) feet from the front entrance to the structure. The front porch shall have a width of not less than nine (9) feet.*
 - (B) *The sides of all porches and steps shall be constructed with wood, masonry or concrete, but no metal.*
 - (C) *All porches shall have a roof attached to the principal structure and shall extend over the entire*

porch. The minimum roof depth shall be six (6) feet. Where a porch is recessed into the principal structure and where the structure serves as part of the roof of the porch, then that part of the structure extending over the porch may count as the roof of the porch so long as the porch is covered by not less than six (6) feet of the structure, or a combination of the structure and a separate roof.

(D) The curtain wall or foundation shall have a visible exterior of one of the following: true brick; ~~stucco~~; or natural stone.

4. The following appearance standards shall apply to all Class A, Class B, and Class C mobile homes. No certificate of occupancy may be issued until the Administrator determines that the applicable appearance criteria have been met:

(A) Class A mobile homes may be installed in R1 and R2 zoning districts with at least the following appearance standards:

- (1) The curtain wall or foundation shall have a visible exterior of one of the following: true brick or natural stone.
- (2) The mobile home is to be installed not less than the same distance from the right of way as any principle structure on an adjacent property on the same side of the roadway.
A. In those instances where an adjoining property has a principal structure located inside the required front setback area, and such principal structure is located within 150 feet of the proposed site for installation of the Class A mobile home, then proposed Class A mobile home may be installed at a setback equal to the structure on the adjacent property or 25 feet from the right-of-way, whichever is greater.
- (3) There shall be a porch at each entrance to the mobile home having dimensions of not less than five (5) feet wide and five (5) feet deep. The front and sides of all porches and steps shall be constructed with wood, stone, masonry, concrete, or similar looking composite material.

(B) Class B and Class C mobile homes may be installed located in the R1 zoning district and within approved Mobile Home Parks subject to the following appearance standards:

- (1) The curtain wall shall be of all weather material covering all exposed underpinning.
- (2) The mobile home is to be installed not less than the same distance from the right of way as any principle structure on an adjacent property on the same side of the roadway.
A. In those instances where an adjoining property has a principal structure located inside the required front setback area, and such principal structure is located within 150 feet of the proposed site for installation of the Class B or C mobile home, then proposed Class B or C mobile home may be installed at a setback equal to the structure on the adjacent property or 25 feet from the right-of-way, whichever is greater.
- (3) There shall be a porch at each entrance to the structure having dimensions of not less than three (3) feet wide and three (3) feet deep. The front and sides of all porches and steps shall be constructed with wood, stone, masonry, concrete, or similar looking composite material.

(C) Mobile homes that are installed as a change out to an existing mobile home must meet these appearance standards.

5. All new residential construction outside a flood plain must have a minimum elevation of the lowest floor (as defined in Section 1501) of at least twenty four (24) inches above grade, as the grade existed prior to or at the time of construction, whichever is higher.

- (a) The elevation shall be determined by the building inspector before the building inspector approves the floor inspection. Such elevation shall be of the first floor elevation. In lieu of determining the elevation himself, the building inspector may accept an elevation certificate signed and sealed by a North Carolina certified Land Surveyor or a North Carolina licensed engineer.
- (b) Additions to residential construction are exempt from this appearance criteria, but the lowest floor elevation shall be not less than the lowest floor elevation of the existing construction to which the addition is attached.
- (c) As used in this section "new residential construction" shall mean residential construction for which a building permit has been applied for on or after July 1, 2003.

Article V. Amend Article 4 of the Camden County Unified Development Ordinance

Section One. Section 402 (Number of Parking Spaces Required) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *All developments in all Zoning Districts shall provide the number of parking spaces, as specified in the Table of Parking Requirements, to accommodate the number of vehicles that are likely to be attracted to the development being proposed.*
2. *The presumptions established by this Article are that: (i) a development must comply with the parking standards set forth in Subsection ~~(5)~~ (6) to satisfy the requirement stated in Subsection (1), and (ii) any development that does meet these standards is in compliance. However, the Table of Parking*

Requirements is only intended to establish a presumption and should be flexibly administered, as provided in Section 403.

3. *Uses in the Table of Parking Requirements (Subsection ~~(5)~~ (6), are indicated by a numerical reference keyed to the Table of Permissible Uses. When determination of the number of parking spaces required by this Table results in a requirement of a fractional space, any fraction of one-half or less may be disregarded, while a fraction in excess of one-half shall be counted as one (1) parking space.*
4. *The Board recognizes that the Table of Parking Requirements set forth in Subsection ~~(5)~~ (6) cannot and does not cover every possible situation that may arise. Therefore, in cases not specifically covered, the permit issuing authority is authorized to determine the parking requirements using this Table as a guide.*
5. *The minimum number of parking spaces required for a combined commercial and residential use in the CCD may be reduced by up to twenty-five (25) percent if the approving authority finds that the structure does not lend itself to needing all of the required commercial and residential parking spaces at all times during the day and night.*

Article VI. Amend Article 8 of the Camden County Unified Development Ordinance

Section One. Section 808 (Privately Owned Landfills, Convenience Sites and Related Facilities) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *A privately-owned landfill, convenience site or related facility (Section 1210.15.320) may be located in and I-1 or an I-2 district with a zoning permit, subject to the following:*
 - (a) *The applicant must show written evidence of having received all required state and federal permits prior to any use of the site for a landfill.*
 - (b) *The applicant must show written evidence of a valid and property executed franchise issued by the County pursuant to N.C.G.S. 153A-136 prior to any use of the site for a landfill.*
 - (c) *The plans and specifications for the landfill and any facilities related thereto, including any infrastructure serving the property or the site, shall be reviewed by an engineer and other technical advisers so appointed by the Administrator. Prior to any use of the site as a landfill, such plans and specifications must receive the written approval of the Administrator following consultations with the engineer and other technical advisers appointed by the Administrator.*
 - (d) *Prior to any use of the site as a landfill, the applicant shall reimburse the County for all reasonable expenses incurred in reviewing the application. Such expenses shall include administrative costs and advisory fees incurred by the County, including any legal, engineering, or other professional fees.*

Article VII. Amend Article 9 of the Camden County Unified Development Ordinance

Section One. Section 901 (Lands Subject to Subdivision Regulations Within This Ordinance) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

6. *No parcel created under this section or otherwise created as an “exemption” from the subdivision rules, ordinances or laws of Camden County or the State of North Carolina may be further subdivided into any more than one lot plus the residual parcel within five (5) years of it having been created.*

Section Two. Section 903 (Design Standards and Criteria) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

- (c) *Soils: no lots requiring over twenty-four (24) inches of fill on over 50% of the lot ~~to attain required separation for on-site septic system~~ shall be developed or used for building purposes.*
- (d) *Water Access: for subdivisions of twenty (20) or more lots, where property being subdivided abuts public trust or estuarine waters, adequate areas suitable for access to those waters by the property owners shall be established. At a minimum, this area shall include 20,000 square feet, shall be contiguous to the tract being developed and must include a minimum of twenty (20') linear feet of shoreline.*
- (e) *Utility and Drainage Easements: each subdivision must provide ten (10') foot easements for utilities and drainage including but not limited to water and sewer mains along rear and side lot lines and fifteen (15') foot along front lines for service to all lots within the subdivision. Additional easements may be required due to topography or other physical features. Where a development concept is approved which requires zero lot line development, alternative easement locations may be considered.*

- (f) *Drainage: each subdivision shall provide adequate storm drainage for all areas in the subdivision. A combination of storage and controlled release of stormwater run-off is required. The release rate of stormwater from all developments shall not exceed the 10-year stormwater run-off from the area in its natural state (post-development vs. pre-development). All free flowing storm drainage systems shall be designed to accommodate the run-off generated by a 10-year design storm or North Carolina Department of Transportation (NCDOT) standards if more restrictive and the system will be maintained by NCDOT if the system is located within the NCDOT right-of-way. Plans must show, at minimum, the following information:*

- (1) *all culvert inverts (including driveway culverts);*
- (2) *direction of flow;*
- (3) *elevation data of drainways (ditches, swales, etc.) to outlet;*
- (4) *drainage calculations for drainway design within boundaries of proposed subdivision and off-site, if appropriate; and,*
- (5) *show total pre-development and post-development run-off in CFS (cubic foot per second) volume leaving development area*

Plans must address maintenance of the drainage system and who will be the responsible party to ensure proper maintenance is performed on the drainage system. The plan will be reviewed and inspected by County Planning and Technical Review Staff.

- (g) *Erosion: cut and fill shall be limited to affecting no more than fifty percent (50%) of the site. Fill shall not encroach on natural water courses, their floodplains or constructed channels in a manner so as to adversely affect water bodies or adjacent property owners. Sediment traps, basins and other control measures for limiting erosion will be installed per a state approved Erosion and Sedimentation Control Plan and will be reviewed and inspected by County Planning and Technical Review Staff.*
- (h) *Cultural and Historic: the developer shall not destroy buildings and structures of cultural or historic significance, as determined by County Technical Staff in consultation with State preservation officials. No developer may usurp, abolish or restrict public access areas to the waters of the Pasquotank and North Rivers or the Albemarle Sound or other local bays, sounds, creeks, rivers or canals which public access has been historically enjoyed by the people of Camden County.*
- (i) ~~*Schools, Fire and Police, Etc.: for subdivisions involving one hundred (100) or more lots, the developer will set aside space for community facilities, namely 1 acre of land with soils suitable for development for each 100 lots. This requirement shall be in excess of the required open space.*~~
Dedication: The developer of any subdivision having fifty (50) or more lots shall provide for land or improvements as authorized under NCGS 153A-331:

(1) Schools: Where the County Commissioners and Board of Education have identified property for school sites pursuant to law, the developer shall set aside such property.

(2) Community Service Facilities: The County may require the donation of land and the construction of Community Service Facilities in accordance with County policies and standards to assure compliance with these requirements. Any land to be donated (or Community Service Facilities to be constructed) shall be completed prior to recording of the final plat. The amount of land to be donated shall be not less than one (1) acre of community facility property per fifty (50) lots or fraction thereof. The decision as to which land shall be donated shall be the sole discretion of the County.

(3) Recreational Land: For recreational land, the developer shall at the Countys' option, make a payment to the County an amount of money equal to the value of one (1) acre of land per fifty (50) lots or fraction thereof as it would be appraised following its subdivision. Otherwise the developer shall set aside 1 acre per fifty (50) lots or fraction thereof. Such land shall be in the name of the Homeowners Association with the title recorded in the Camden County Registry prior to recording the Final Plat.

- ~~(j) *Fee in Lieu of Dedication: in lieu of dedication of land for open space and/or dedication of land for community facilities, the developer may, at the county's option, make a payment to the County of an amount of money equal to the value of the land as it would be appraised following its subdivision.*~~

Section Three. Section 904 (Required Major Subdivision Submission Documents and Information) of the Camden County Unified Development Ordinance is here by amended to read as follows:

	SKETCH PLAT	PRELIM. PLAT	FINAL PLAT
I. PROJECT - PLAT INFORMATION			
1. Name of subdivision, township, county, state	X	X	X
2. Name, signature, license number, seal and address of engineer, land surveyor, architect, planner and/or landscape architect involved in preparation of plat	X	X	X
3. Vicinity map: 1" = 2000' or larger	X	X	X
4. North arrow and scale: Scale to be 1" = 200' or larger Scale to be 1" = 100'	X	X	X
5. Number of copies required Ten (10) black or blue line copies with one (1) 8-1/2" X 11" reduced copy	X	X	
Ten (10) black or blue line copies, plus one (1) copy suitable for reproduction (drawn in ink on mylar, vellum, film or a reverse sepia); plus one (1) 8-1/2" X 11" reduced copy			X
6. Payment of application fees	X	X	X
7. Property information: Location <u>and general description</u> of existing structures, property lines, paths, streets, roads, railroads, ditches, canals, streams, water courses, bridges, culverts, storm drainage pipes, utility lines and structures, water lines, septic systems, wells, easements, ROW's within the property to be subdivided and within fifty (50) feet of the exterior property lines Approximate location Actual location	X X	 X	

Section Four. Section 905 (Certification Blocks Required for Major Subdivisions) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

- (j) If any portion of the property to be subdivided lies within a floodplain or floodway, the plat must show the boundary of the floodway or floodplain and contain in clearly discernable print the statement "Use of land within a floodway or floodplain is substantially restricted by the Camden County Code."

Section Five. Section 908 (Preliminary Plat Procedures) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

- (d) *The Technical Review Staff consists of: County Water Department or water authority which is to service the proposed subdivision, local Health Department, local Volunteer Fire Department, Postal Service, Soil Conservation Service, Division of Coastal Management, U.S. Army Corps of Engineers, Superintendent of Schools, Department of Environment, Health and Natural Resources-Division of Land Resources-Land Quality Section, Division of Environmental Management-Groundwater Section, Air Quality Section, Division of Health Services (DHS), N. C. Department of Transportation, Eastern North Carolina Natural Gas, local power company, local phone company and local cable company, as applicable, and other agencies as needed or necessary.*

Section Six. Section 909 (Preliminary Plat Review) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

10. Except when specifically provided for in the approval of a plan for completing the development in phases as per Section 1917, Preliminary Plat approval will remain valid for two years following

approval by the Board of Commissioners, after which it is null and void unless granted a written extension by the Board of Commissioners for a period not to exceed one year. The Board of Commissioners shall grant no more than one extension for a Preliminary Plat, or any phase thereof. No such extension may be granted unless applied for before preliminary plat approval has expired.

Section Seven. Section 917 (Replatting or Resubdivision of Land) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *For any replatting or resubdivision of land, the same procedures, rules and regulations contained in Section ~~2021~~ 902 shall apply as prescribed for an original subdivision. Lot sizes may, however, be varied on an approved plat after recording, provided that: no lot or tract shall be created or sold that is smaller than the size shown on the approved plat; drainage easements shall not be changed; rights-of-way shall not be changed; street alignment and block sizes shall not be changed; the rear portion of the lots shall not be subdivided from the front part; and the character of the area shall be maintained.*

Section Eight. Section 920 (Contents) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

(g) If any portion of the property to be subdivided lies within a floodplain or floodway, the plat must show the boundary of the floodway or floodplain and contain in clearly discernable print the statement "Use of land within a floodway or floodplain is substantially restricted by the Camden County Code.

Section Nine. Section 923 (Design Standards) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. *All private access subdivision plats shall be designed to meet the following requirements:*
 - (a) *streets and roads: all lots shall have minimum lot width on a state maintained or improved subdivision streets as specified in this Ordinance:*
 - (b) On or after May 5, 2003, no Private Access Subdivision may be approved or recorded where the right-of-way to one or more lots is wholly or in part located on property not owned by the person applying for the subdivision. Where the right-of-way is located wholly or in part on the property of another person, then the person submitting the application must have recorded a perpetual easement from the person owning the property and such easement must allow for the installation and maintenance of any and all improvements required by law within the right-of-way. Private Access Subdivision Final Plates shall include the deed book and page reference of this perpetual easement.
 - (c) The purpose of this restriction is to ensure that the private right-of-way is paved and otherwise improved to NCDOT standards.

Section Ten. Section 924 (Contents) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

(h) If any portion of the property to be subdivided lies within a floodplain or floodway, the plat must show the boundary of the floodway or floodplain and contain in clearly discernable print the statement "Use of land within a floodway or floodplain is substantially restricted by the Camden County Code.

Article VIII Amend Article 12 of the Camden County Unified Development Ordinance:

Section One. Section 1205 (Accessory Uses) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

3. *Without limiting the generality of Subsections of (1) and (2), the following activities are specifically regarded as accessory to residential principal uses so long as they satisfy the general criteria set forth above:*
 - (a) *an accessory use home occupation that is conducted by a person on the same lot where such person resides provided that:*
 1. *the business activity is clearly incidental and subordinate to the residential use of the property;*
 2. *there is no substantial visible evidence that a business is being conducted on the premises;*
 3. *no vehicular or pedestrian traffic is generated in excess of that which is reasonable for a private residence;*

Article IX Amend Article 13 of the Camden County Unified Development Ordinance:

Section One. Section 1303 (Specific Standards) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

~~10. Class B manufactured homes are permitted within all zoning districts as a temporary housing for the provision of health care deemed necessary by a certified physician for the treatment of elderly and disabled individuals, with the following conditions:~~

~~1. The lot on which the manufactured home is to be placed:~~

~~(a) must be owned by the applicant, must be placed on the same lot on which the applicant's principal residence is located, the manufactured home must meet all required setbacks established by the county and health department approval must be obtained for hooking up to the existing septic system; or,~~

~~(b) must be owned by the applicant, must be within 500' from the lot on which the applicant's principal residence is located, the mobile home must meet all required setbacks established by the county and health department approval must be obtained.~~

~~2. A Special Use Permit granting the placement of a manufactured home pursuant to this paragraph shall expire one (1) year from the date of its issuance and may be renewed by the Administrator providing an application for renewal is filed prior to the expiration of the Special Use Permit and the conditions under which the Special Use Permit was issued have not changed. The Administrator may renew the permit until such time as the health care is no longer needed.~~

~~3. The wheels of the manufactured home shall not be removed.~~

~~4. The manufactured home shall meet the following appearance criteria:~~

~~(a) the roofing material must be compatible with residential construction within the area in which it is located;~~

~~(b) the exterior finish materials shall be of a color on a scale comparable with those existing residential construction and in no case shall the degree of the reflectivity of the exterior finish exceed that of gloss like paint. The siding trim and features should be compatible with residential construction;~~

~~(c) the transportation lights shall be removed;~~

~~(d) the manufactured home shall be underpinned with removable materials to allow easy removal of the manufactured home from the lot;~~

~~(e) a copy of the Special Use Permit must be recorded with reference to the deed as recorded at the Register of Deeds stating that the manufactured home will be removed from the property at such time as it is no longer necessary; and,~~

~~(f) 100% of all adjacent property owners must be in favor of the request for the Special Use Permit and, in addition, at least 80% of all property owners within 500' of the exterior property lines of the lot on which the manufactured home is to be placed must be in support of the request~~

~~12. Class B Mobile Home is allowed to be placed in an R-1 (Residential District) with a SUP (Special Use Permit).~~

Article X Amend Article 15 of the Camden County Unified Development Ordinance

Section One. Section 1504 (Construction within Floodways and Floodplains Restricted) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

3. No new residential building may be constructed and no substantial improvement of a residential building may take place within any floodplain unless the lowest floor (including basement) of the building or improvement is elevated at least eighteen (18) inches ~~to~~ or above the base flood level. Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate the unimpeded movements of floodwaters shall be provided.

(a) residential accessory structures shall be allowed within floodplains provided they are firmly anchored to prevent flotation, designed to have low flood potential and placed on the building site so as to offer minimum resistance to the flow of floodwaters;

(b) anchoring of any accessory buildings may be done by bolting the building to a concrete slab or by over the top ties. When bolting to a concrete slab, one-half (1/2) inch bolts six (6) feet on center with a minimum of two (2) per side shall be required. If over the top ties are used a minimum of two (2) ties with a force adequate to secure the building is required; and,

(c) service facilities such as electrical and heating equipment shall be elevated or floodproofed.

4. No new nonresidential building may be constructed and no substantial improvements of a nonresidential building may take place within any floodplain unless the lowest floor (including basement) of the building or improvement is elevated at least eighteen (18) inches or floodproofed to or above the base flood level. Commercial structures located in A-zones may be floodproofed in lieu of elevation provided that all areas of the structure below the required elevation are water tight with walls substantially impermeable to the passage of water, using structural components having the capacity of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy. A registered professional engineer or architect shall certify that standards of this section are satisfied.

Section Two. Section 1505 (Special Provisions for Subdivisions) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

2. Final Plat approval for any subdivision containing land that lies within a floodway or floodplain may not be given unless the plat shows the boundary of the floodway or floodplain and contains in clearly discernible print the following statement: **"Use of land within a floodway or floodplain is substantially restricted by Article 15 of the Camden County Unified Development Ordinance."**

Section Three. Section 1508 (Floor Elevations or Flood-proofing Certification Required) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. A floor elevation or flood-proofing certificate signed and sealed by a registered North Carolina Land Surveyor or a licensed North Carolina engineer is required after the lowest floor is completed, or in instances where the structure is subject to the regulations applicable to Coastal High Hazard Areas, after placement of the horizontal structural members of the lowest floor. This certificate must be provided to the building inspector at or before the floor inspection is approved. Within twenty-one (21) calendar days of establishment of the lowest floor elevation, or flood-proofing by whatever construction means, or upon placement of the horizontal structural members of the lowest floor, whichever is applicable, it shall be the duty of the permit holder to submit to the building inspector a certification of the elevation of the lowest floor, or flood-proofed elevation, or the elevation of the bottom of the horizontal structural members of the lowest floor, whichever is applicable, as built, in relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a registered land surveyor or professional engineer and certified by same. When flood-proofing is utilized for a particular building, said certification shall be prepared by or under the direct supervision of a professional engineer or architect and certified by same. Any work done within the twenty-one (21) day calendar period and prior to submission of the certification shall be at the permit holder's risk. The building inspector shall review the floor elevation survey data submitted. Deficiencies by such review shall be corrected by the permit holder immediately and prior to further progressive work being permitted to proceed. Failure to submit the survey or failure to make said corrections required hereby shall be cause to issue a liable Stop Work Order for the project.

Article XI Amend Article 17 of the Camden County Unified Development Ordinance:

Section One. Section 1703 (Administrative) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

1. A building permit may be purchased after:
 - (a) septic approval has been obtained from the local Health Department;
 - (b) all taxes on the property due have been paid;
 - (c) zoning approval has been obtained from the County Planning Department ; and,
 - (d) plan approval.

Article XII Amend Article 19 of the Camden County Unified Development Ordinance

Section One. Section 1901 (Permits Required) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

5. No application for a Zoning Permit, Conditional Use Permit, Special Use Permit, Sign Permit, or any other permit authorized under this Code may be accepted by the Administrator or the Planning Department until the applicant has shown evidence to the Planning Department that all property taxes due on the property for which the application is sought shall have been paid.

Article XIII Amend Article 20 of the Camden County Unified Development Ordinance:

Section One. Section 2002 (Variances) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

7. No application for a Variance may be accepted by the Administrator, Planning Department or the Board of Adjustment until the applicant has shown evidence to the Planning Department that all property taxes due on the property for which the application is sought shall have been paid.

Article XIV Amend Article 24 of the Camden County Unified Development Ordinance

Section One. Section 2401 (Definitions of Basic Terms) of the Camden County Unified Development Ordinance is hereby amended to read as follows:

Community Service Facility. Community Service Facility shall include, but is not limited to facilities for the provision of water, sewer, transportation, law enforcement, fire prevention and suppression, telecommunications, and any other public service provided to the community by the County or other governmental agency..

Adopted by the Board of Commissioners for the County of Camden this 5th day of May, 2003.

County of Camden

ATTEST:

Jeffery B. Jennings, Chairman
Board of Commissioners

Carl Classen
Clerk to the Board

Ordinance No. 2003-04-03 Relating to Temporary Road Construction Housing

Ordinance No. 2004-04-03 Relating to Temporary Road Construction Housing at a Sand Pit was introduced at the April 21, 2003 Commissioners meeting. The Ordinance provides for a special circumstance not addressed in the land use sections of the Camden County Code. The Ordinance provides that Barnhill Contracting Company may provide for temporary housing of up to fifteen (15) employees at a sand pit in Camden County along the Virginia border. The sand pit will be used by Barnhill during improvements of US17, which will have significant positive safety and economic development impacts on Camden County.

The Ordinance contains amendments that were developed jointly by staff and by Barnhill Contracting Company.

Commissioner Riggs made a motion to approve Ordinance *No. 2004-04-03*, as amended. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

As approved, *Ordinance No. 2003-04-03* reads as follows:

Ordinance No. 2003-04-03

**AN ORDINANCE OF THE
CAMDEN COUNTY BOARD OF COMMISSIONERS
PROVIDING FOR TEMPORARY ROAD CONSTRUCTION
HOUSING AT A SAND PIT**

WHEREAS, Section 151.009 of the Camden County Code provides for processes whereby a person may use, occupy or sell land or buildings or authorize and such, use, occupancy or sale; and

WHEREAS, the Camden County Code is unclear whether temporary road construction workers can be housed on-site of a sand pit where that sand is being used in an adjacent state for the improvement of a federally funded highway and where such improvements are found to clearly have a major and substantial impact on Camden County; and,

WHEREAS, improvement of US17 will be done by a North Carolina business that will employ Camden County residents and such improvement will help save lives, decrease accidents, and improve economic opportunities;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the County of Camden, North Carolina as follows:

Part I.

ARTICLE ONE . FINDINGS

1. Barnhill Contracting Company is a North Carolina Company that will employ Camden County residents for its work on the US17 in Virginia; and,
2. The Camden County Commissioners have strongly supported said improvements as a major way to save lives; decrease accidents; and improve economic opportunities; and,
3. Barnhill Contracting Company has contracted on property in Camden County along the Virginia border to obtain sand and fill material essential to the construction of the US17 improvements; and,
4. The sand mine shall be located over one thousand feet from the closest neighborhood having more than four residential dwellings; and,
5. Waiting to amend the Camden County Code and then going through the permitting process could take several months, which would put the project behind schedule for completion in December, 2005.

ARTICLE TWO. ALLOW TO PROVIDE TEMPORARY HOUSING FOR CONSTRUCTION WORKERS

Notwithstanding the provisions of Section 151.0009 of the Camden County Code, the County Manager is hereby authorized and directed to issue a permit to Barnhill Construction for the temporary housing of workers who will be employed by Barnhill Contracting Company and whose scope of work shall include the US17 Improvement project. Such approval and authority is subject to the following:

- (a) A written request before May 6, 2003 from Barnhill Contracting Company to house road construction workers on the William Knowles property (Property Identification Number 01-7082-00-18-4811) for a period not to exceed through December 31, 2005.
- (b) In the event that Barnhill Contracting Company does not own the property, on or before May 31, 2003, Barnhill Contracting Company shall submit to the Code Enforcement and Planning Department a letter from the property owner, including notarized signature(s), stating that the property owner approves of the permit request in (a) and the site plan as submitted in (e) below.
- (c) The County Manager may extend the approval through June 30, 2006 upon written request submitted by Barnhill Contracting Company if:
 - (1) if the County Manager finds that substantially all other provisions of the permit have been met during the term of the permit; and,
 - (2) the request is received by the County Manager on or before December 31, 2005.
- (d) To assure that all trailers and related accessories are removed within thirty (30) days of expiration of the permit Barnhill Contracting Company shall provide a guarantee/bond in the amount of ten thousand dollars (\$10,000) payable to Camden County in a form as described in Section 151.244(A), (B), or (C).
- (e) Prior to any person moving onto the property, Barnhill Contracting Company shall provide to the Code Enforcement and Planning Department a professionally-drawn site plan as per Section 151.311 of the Camden County Code showing the location of the trailers and related accessories on the property.
- (f) Prior to any person moving onto the property, Barnhill Contracting Company shall provide to the Code Enforcement and Planning Department a plan showing the method and location of the water, wastewater, and garbage collection systems for the trailers and related accessories, as applicable.
- (g) Prior to any person moving onto the property, Barnhill Contracting Company shall provide to the Code Enforcement and Planning Department a copy of certification from the Health Department or a state agency showing that the water supply meets all required laws for this use.
 - (1) In lieu of the required certification, Barnhill Contracting Company may show that the South Mills Water Association is the water supplier.
- (h) Prior to any person moving onto the property, Barnhill Contracting Company shall provide to the Code Enforcement and Planning Department a copy of certification from the Health Department or a state agency showing that the wastewater collection and treatment system meets all required laws for this use.
 - (1) If a so-called "pump and haul" system is used, then Barnhill Contracting Company shall, prior to anyone moving on to the property, submit a copy of a contract with a wastewater collection system showing that the system will accept all wastewater from Barnhill for the duration of the permit.
- (i) Barnhill Contracting Company shall allow no person to reside in a trailer or related structure that is subject to the terms of this permit unless that person is a fulltime employee or a fulltime equivalent employee.
- (j) No more than fifteen (15) people may live on the property under the terms of this permit at any one time.
- (k) This permit may be revoked by the County Manager if the sheriff or other law enforcement officer or

agency makes a felony arrest in Camden County of any person living on the property that is subject to this permit.

- (l) The County Manager may revoke this permit for one or more violations of any of the terms and conditions outlined herein. Such revocation shall cause the permit to expire immediately upon revocation. Prior to revocation, the County Manager shall post his intent to revoke the permit on the property not less than five (5) calendar days prior to the effective date of the revocation and shall mail a copy of such intention to revoke the permit to the person who submitted the request for the permit under item (a) above. Such posting and mailing shall cite the reasons for the revocation and shall provide that Barnhill may request in writing a hearing in front of the County Manager to challenge his determination to revoke the permit. Such request for a hearing must be received by the County Manager within five (5) days of the posting of the revocation notice on the property. Such request shall stay all proceedings to revoke the permit until after the hearing. Following the hearing, the County Manager may revoke the permit or establish any additional restrictions or conditions the County Manager determines necessary to attain compliance with the conditions outlined in this ordinance. The decision of the County Manager shall be the final county action for the purpose of judicial review.

PART II.

This ordinance shall be effective upon adoption.

ADOPTED the 5th day of June, 2003.

Jeff Jennings
Chair, Board of Commissioners

ATTEST:

(S E A L)

Carl Classen, Clerk to the Board

Rezoning Application – UDO 2003-02-22 – Simonds – 900 Block of North 343, South Mills Township

A Rezoning Application UDO 2003-02-22 was received from Lem Simonds, Jr. to rezone his property located in the 900 block of North 343, South Mills Township, from General Use to R-2. A finding of fact and a recommendation from the Planning Board was provided to the Board.

The Planning Board met on March 19, 2003 and recommends approval of the Rezoning Application with conditions and modifications. The motion passed 4-0. The County Commissioners received the Planning Board recommendation on April 7, 2003 and set the matter for public hearing in conjunction with the April 21, 2003 regular Commissioners meeting. On April 21, 2003 the County Commissioners conducted a public hearing. No comments from the public were received on April 21, 2003.

Commissioner Rountree made a motion to approve a Rezoning Application UDO 2003-02-22 from Lem Simonds, Jr. with conditions and modifications. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Ordinance No. 2003-05-03

**An Ordinance
Amending the Camden County
Zoning Map
Camden County, North Carolina**

Article I: Purpose

The purpose of this Ordinance is to amend the Zoning Map of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 20, 1993, and subsequently amended.

Article II. Amendment to Zoning Map

The Official Zoning Map of Camden County, North Carolina, which was adopted on December 20, 1993, and subsequently amended, is hereby amended as follows:

The properties currently shown in the Camden County Tax Assessor’s Office as PIN’s 01-8907-00-24-8889, 01-8907-00-34-2926, 01-8907-00-35-1072, 01-8907-00-35-0183, 01-8907-00-34-5702, 01-8907-00-34-8367, 01-8907-00-34-2520, 01-8907-00-34-3335, 01-8907-00-44-0202, 01-8907-00-34-7419, 01-8907-00-34-8263, 01-8907-00-34-3978, are hereby re-zoned from General Use District (GUD) to Mixed Single Family Residential (R-2).

Article III. Penalty

- 1. Violations of the provision of this Ordinance or failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with grants of variances or Special Use or Conditional Use Permits, shall constitute a misdemeanor, punishable by a fine of up to five-hundred (\$500) dollars or a maximum thirty (30) days imprisonment as provided in G. S. 14-4.
- 2. Any act constituting a violation of the provisions of this Ordinance or a failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with the grants of variances or Special Use or Conditional Use Permits, shall also subject the offender to a civil penalty of one-hundred (\$100) dollars for each day the violation continues. If the offender fails to pay the penalty within ten (10) days after being cited for a violation, the penalty may be recovered by the county in a civil action in the nature of debt. A civil penalty may not be appealed to the Board of Adjustment if the offender was sent a final notice of violation in accordance with Section 2203 and did not take an appeal to the Board of Adjustment within the prescribed time.
- 3. This Ordinance may also be enforced by any appropriate equitable action.
- 4. Each day that any violation continues after notification by the administrator that such violation exists shall be considered a separate offense for purposes of the penalties and remedies specified in this section.
- 5. Any one, all or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.

Article IV. Severability

If any language in this Ordinance is found to be invalid by a court of competent jurisdiction or other entity having such legal authority, then only the specific language held to be invalid shall be affected and all other language shall be in full force and effect.

Article V. Effective Date

This Ordinance is effective upon adoption.

Adopted by the Board of Commissioners for the County of Camden this 5th day of May 2003.
County of Camden

Jeff Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Carl Classen
Clerk to the Board

(SEAL)

Sketch Plan Application – UDO 2003-02-37 – Williams – Tar Corner Open Space Subdivision

A Sketch Plan Application (UDO 2003-02-37) was received from Don & Cindy Williams for a proposed seventeen (17) lot open space subdivision called Tar Corner located on Old Swamp Road, South Mills Township. Also provided to the Board was a finding of fact and a recommendation from the Planning Board.

The Planning Board met on March 19, 2003 and recommends approval of the Rezoning Application with conditions and modifications. The motion passed 4-0. The county Commissioners received the Planning Board recommendation on April 7, 2003 and set the matter for public hearing in conjunction with the April 21, 2003 regular Commissioners meeting. On April 21, 2003 the County Commissioners conducted a public hearing and comments were received.

After further discussion, Commissioner Riggs made a motion to lay this matter over until the Board meeting on June 3, 2003 and requested the applicant be present. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Rezoning Application – UDO 2003-03-08 – Meiggs/Jennings

Chairman Jennings declared a conflict of interest regarding this item, turned over the meeting to Vice Chairman Shaw, and left the meeting room.

A Rezoning Application UDO 2003-03-08 was received from Martha F. Meiggs and Susan F. Jennings to rezone property located on Lamb’s Road from General Use to Light Industrial (I-1). A finding of fact and a recommendation from the Planning Board was provided to the Board.

The Planning Board met on March 19, 2003 and recommends approval of the Rezoning Application with conditions and modifications. The motion passed 4-0. The Commissioners received the Planning Board recommendation on April 7, 2003 and set the matter for public hearing in conjunction with the April 21, 2003 regular Commissioners meeting. On April 21, 2003 the County Commissioners conducted a public hearing. No comments were received from the public.

Commissioner Rountree made a motion to approve UDO 2003-03-08, with conditions and modifications. The motion passed with Commissioners Jeralds, Riggs, Rountree, and Shaw voting aye; no Commissioners voting no; Chairman Jennings, abstained, declaring a conflict, and no Commissioners absent.

Ordinance No. 2003-05-02

**An Ordinance
Amending the Camden County
Zoning Map
Camden County, North Carolina**

Article I: Purpose

The purpose of this Ordinance is to amend the Zoning Map of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 20, 1993, and subsequently amended.

Article II. Amendment to Zoning Map

The Official Zoning Map of Camden County, North Carolina, which was adopted on December 20, 1993, and subsequently amended, is hereby amended as follows:

The property currently shown in the Camden County Tax Assessor’s Office as PIN 02-8936-00-15-8265 is hereby re-zoned from General Use District (GUD) to Light Industrial (I-1).

Article III. Penalty

- 6. Violations of the provision of this Ordinance or failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with grants of variances or Special Use or Conditional Use Permits, shall constitute a misdemeanor, punishable by a fine of up to five-hundred (\$500) dollars or a maximum thirty (30) days imprisonment as provided in G. S. 14-4.
- 7. Any act constituting a violation of the provisions of this Ordinance or a failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with the grants of variances or Special Use or Conditional Use Permits,

shall also subject the offender to a civil penalty of one-hundred (\$100) dollars for each day the violation continues. If the offender fails to pay the penalty within ten (10) days after being cited for a violation, the penalty may be recovered by the county in a civil action in the nature of debt. A civil penalty may not be appealed to the Board of Adjustment if the offender was sent a final notice of violation in accordance with Section 2203 and did not take an appeal to the Board of Adjustment within the prescribed time.

- 8. This Ordinance may also be enforced by any appropriate equitable action.
- 9. Each day that any violation continues after notification by the administrator that such violation exists shall be considered a separate offense for purposes of the penalties and remedies specified in this section.
- 10. Any one, all or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.

Article IV. Severability

If any language in this Ordinance is found to be invalid by a court of competent jurisdiction or other entity having such legal authority, then only the specific language held to be invalid shall be affected and all other language shall be in full force and effect.

Article V. Effective Date

This Ordinance is effective upon adoption.

Adopted by the Board of Commissioners for the County of Camden this 5th day of May 2003.

County of Camden

Jeff Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Carl Classen
Clerk to the Board

(SEAL)

Camden Core Village Areas

The Board of Commissioners met with the Planning Board on April 24 in a joint work session which included a review of the Core Village Maps for Camden, Shiloh and South Mills that were recommended for approval by the Planning Board at their April 16 meeting. The consensus at the joint workshop meeting was to conduct a public hearing on the proposed maps.

Commissioner Rountree made a motion to set the Camden County Core Village Maps for public hearing during the regular Commissioners meeting beginning at 7:00 PM on May 19, 2003 or as soon thereafter as the agenda allows. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Rezoning Application – UDO 2003-03-34 – Spencer

A Rezoning Application (UDO 2003-03-34) was received from Alvah M. Spencer, Jr. to rezone property at the corner of Horseshoe Road and Spencer Lane from Highway Commercial to General Use, South Mills Township.

The Planning Board met on April 16, 2003 and recommends approval of the Rezoning Application. The motion passed 7-0.

Commissioner Riggs made a motion to set Rezoning Application (UDO 2003-03-34) for public hearing during the regular Commissioners meeting beginning at 7:00 PM on May 19th, 2003 or as soon thereafter as the agenda permits. The motion passed with

Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Special Use Permit Application – UDO 2003-03-45 – Stephen K. Bray – 108 Crestwood – Class A Doublewide

A Special Use Permit Application (UDO 2003-03-45) was received from Stephen K. Bray to install a new Class A doublewide located at 108 Crestwood Drive, Courthouse Township.

The Planning Board met on April 16, 2003 and recommends approval of the Special Use Permit Application. The motion passed 7-0.

Commissioner Riggs made a motion to set Special Use Permit Application (UDO 2003-03-45) for public hearing during the regular Commissioners meeting beginning at 7:00 PM on May 19, 2003 or as soon thereafter as the agenda permits. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Special Use Permit Application – UDO 2003-03-46 – Stephen K. Bray – 112 Crestwood – Class A Doublewide

A Special Use Permit Application (UDO 2003-03-46) was received from Stephen K. Bray to install a new Class A doublewide located at 112 Crestwood Drive, Courthouse Township.

The Planning Board met on April 16, 2003 and recommends approval of the Special Use Permit Application. The motion passed 7-0.

Commissioner Jeralds made a motion to set Special Use Permit Application (UDO 2003-03-46) for public hearing during the regular Commissioners meeting beginning at 7:00 PM on May 19, 2003 or as soon thereafter as the agenda permits. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Rezoning Proposal – South 343

A Rezoning Proposal to rezone property located between Bartlett's Landing and the proposed Magnolia Manor located on South 343 in Shiloh from R-3-2 to R-3-1 was submitted to the Board.

The Planning Board met on April 16, 2003 and recommends approval of the Rezoning Proposal. The motion passed 7-0.

Commissioner Rountree made a motion to set Rezoning proposal for public hearing during the regular Commissioners meeting beginning at 7:00 PM on May 19, 2003 or as soon thereafter as the agenda permits. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Special Counsel Report on Nuisance Abatement

A report was provided to the Board from Special Counsel Ike McRee on his reading of the nuisance abatement laws in North Carolina and Camden County's authority to abate nuisances and charge property owners the cost of the abatement, whenever the charge becomes a lien on the property (authority currently held by municipalities). Special counsel has drafted Ordinance No. 2003-05-01 Relating to Nuisance Abatement.

Commissioner Rountree made a motion to introduce Ordinance No. 2003-05-01 Relating to Nuisance Abatement and set for second reading during the regular Commissioners meeting on May 19, 2003. The motion passed with Commissioners Jeralds, Riggs,

Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Resolution No. 2003-05-01 – Underground Railroad

At the Commissioners April 21 meeting, Wanda McLean of Elizabeth City State University asked for the Commissioners support of an application to the National Parks Service designating certain sites in Camden County of significant importance along the Underground Railroad.

Resolution No. 2003-05-01 makes this designation for the Dismal Swamp Canal Welcome Center, the Dismal Swamp Canal/Pasquotank River, the Indiantown Road area, and the Camden County Courthouse.

Commissioner Jeralds made a motion to approve *Resolution No. 2003-05-01 A Resolution of the Camden County Board of Commissioners Relating To Nominations For The National Underground Railroad Network To Freedom*. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

The approve Resolution No. 2003-05-01 reads as follows:

Resolution No. 2003-05-01

**A RESOLUTION OF THE
CAMDEN COUNTY BOARD OF COMMISSIONER
RELATING TO NOMINATIONS
FOR THE NATIONAL UNDERGROUND RAILROAD NETWORK
TO FREEDOM**

WHEREAS, Camden County desires to apply for nomination as part of the National Underground Railroad Network to Freedom through the National Park Service; and,

WHEREAS, a facility located in the Great Dismal Swamp, such as the Welcome Center, which is located on US 17 in Camden County can apply as an Underground Railroad District Site due to a 1864 bill by the North Carolina General Assembly to provide for the apprehension of runaway slaves in the Great Dismal Swamp; and

WHEREAS, the Dismal Swamp Canal and the Pasquotank River in Camden County, can apply as an Underground Railroad Natural Feature Site due to the narrative of Moses Grandy, of Camden County and a slave owned by Enoch Sawyer, who manned a vessel in commerce on the Canal and River; and

WHEREAS, the route to Camden County by way of Indiantown should be nominated as an Underground Railroad Landscape Site due to “The Army of Liberation” commanded by General Edward A. Wild in December, 1863, who traversed the Indiantown route; and

WHEREAS, the Camden County Court House be nominated as an Underground Railroad Facility Site due to the preservation of historical records, including a bill by the North Carolina General Assembly to provide for the apprehension of runaway slaves in the Great Dismal Swamp.

NOW, THEREFORE, BE IT RESOLVED, that the Camden County Board of Commissioners meeting this 5th day of May, 2003 in Camden, North Carolina, supports the efforts to apply for nomination to bring the National Underground Railroad Network to Freedom to Camden County for historical preservation, educational purposes, and for tourism in Northeastern North Carolina.

Jeff Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Carl Classen, Clerk to the Board

(SEAL)

Tax Matters – Delinquent Tax Collection

Mary Rhodes, Tax Administrator, gave an oral report on the status of the delinquent tax collection project underway in her office.

No action taken.

Tax Matters – Refunds, Pickups & Releases

The Tax Administrator recommends approval of the following Refunds, Pickups and Releases:

Jack Jones	\$ 244.81	Release	Double listed
Randy Culpepper	\$ 123.36	Pickup	List in Pasquotank
E.T. Hyman	\$ 110.49	Pickup	List in Pasquotank
Wesley W. Mason	\$ 122.36	Pickup	List in Currituck
Ricky Edwards	\$ 172.18	Release	Turned in Plates
John & Sherry Coup	\$ 105.49	Refund	Esq. incorrect

The County Manager has, pursuant to authority granted by the County Commissioners, approved all refunds, pickups and releases in a net amount of under \$100.00.

Commissioner Rountree made a motion to approve all refunds, pick-ups and releases not already approved by the County Manger. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Tax Matters – Vehicle Value Appeal – Donald Jones

Donald Jones is appealing the 2002 tax value on 1973 Larson and 1984 Johnson boats.

At the April 21, 2003 meeting, Mr. Jones was not present. This matter was laid over.

Mr. Jones was not present for the May 5 meeting and this matter was laid over again.

Tax Matters – January 2003 Renewals

Commissioner Rountree made a motion to approve the request from the Mary Rhodes, Tax Administrator, for Authorization to Collect Taxes (January, 2003) vehicle renewals. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

STATE OF NORTH CAROLINA

COUNTY OF CAMDEN

TO: The Tax Administrator of Camden County (January Renewals) 2003

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of the Tax Administrator and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon personal property of the respective taxpayers in the County of Camden, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell personal property of such taxpayers for and on account thereof, in accordance with the law.

<u>SOUTH MILLS</u>	<u>COURTHOUSE</u>	<u>SHILOH</u>	<u>TOTAL</u>
25,398.52	31,381.82	14,203.96	70,984.30

Witness my hand and official seal this 5th day of May, 2003.

Chairman, Board of Commissioners of Camden County

Attest:

Clerk of Board of Commissioners of Camden County

This is to certify that I have received the tax receipts and duplicates for collection in the amounts as listed herein.

Tax Administrator of Camden County

Budget Amendments

Commissioner Shaw made a motion to approve the following budget amendments. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

- 2003-BA-26 Addition deputies approved.
 - 2003-BA-27 Additional water Department employees approved
 - 2003-BA-28 COLA increases approved for December 2002
 - 2003-BA-29 R/O Plant furnishings, etc. and register of deeds computer buyout
 - 2003-BA-30 Water & Sewer increases in Revenues & Expenses
 - 2003-BA-31 Additional Water & Sewer increases in Revenue & Expenses
 - 2003-BA-32 COLA increases for DSS approved for December 2002
 - 2003-BA-33 DSS additional Revenues & Expenses
 - 2003-BA-34 Site development at Chantilly approved FY 02-03
- 2003-BA-26

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

General Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-5110-02	SRO Salaries	500.	
10-5100-02	Sheriff Salaries		500.
10-6210-02	Senior Center Salaries	5.	
10-6210-03	Sr. Ctr Part Time Salaries	800.	
10-9990	Contingency		28419.
10-6900-70	Transfer to S & W		27614.

Explanation: Additional Manpower approved.

Total Appropriation in Current Budget.....	\$ 39,396.
Amount of Decrease of above amendment.....	28,419.
Total appropriation in Current Amended Budget	\$ 10,977.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

2003-BA-27

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

South Camden Water & Sewer Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
30-7100-02	R/O Salaries	6,214.	
30-7200-02	R/O Salaries	20,000.	
30-7200-05	Fica	1,400.	
30-3970-10	Transfer	27,614.	

Explanation: Additional Manpower approved.

Total Appropriation in Current Budget.....	\$ 637,000.
Amount of Increase of above amendment.....	27,614.
Total appropriation in Current Amended Budget	\$ 664,614.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

2003-BA-28

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

DSS Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
52-6100-02	Salaries	6000.	
52-6100-05	Fica		1000.
52-6100-07	Retirement	322.	
52-3480	Administration	5322.	

Explanation: Approved salary adjustments 12/2/02.

Total Appropriation in Current Budget.....	\$ 1,113,740.
Amount of Increase of above amendment.....	5,322.
Total appropriation in Current Amended Budget	\$ 1,119,062.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

Land Transfer Tax Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
71-6600-30	R/O Furnishings	5600.	
71-6600-301	Computer	779.	
71-6600-31	Fire Hydrant Meter	1781.	
71-6600-48	R/D Buyout	8503.	
71-6600-999	Reserve		16663.

Explanation: Capital Outlay items approved.

Total Appropriation in Current Budget.....	\$	430,000.
Amount of Increase of above amendment.....		-0-
Total appropriation in Current Amended Budget	\$	430,000.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

South Camden Water & Sewer Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
30-7100-74	Capital Outlay	5600.	
30-7200-74	Capital Outlay	779.	
30-7200-741	Fire hydrant Meter	1781.	
30-3970-71	Land Transfer Tax	8160.	
30-3012	Penalties	4600.	
30-367	Sales & Use Tax	7900.	
30-3730	Taps	28876.	
30-3832	Property Owner Fees	2999.	
30-7100-13	Utilities	20000.	
30-7200-271	Chemicals	10150.	
30-7200-60	Purchase of Water	14225.	

Explanation: Increase Revenues & Expenses

Total Appropriation in Current Budget.....	\$	637,000.
Amount of Increase of above amendment.....		52,535.
Total appropriation in Current Amended Budget	\$	689,535.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

Clerk to Board of Commissioners

2003-BA-31

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

South Camden Water & Sewer Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
30-7200-06	Health Insurance	2200.	
30-7200-17	Maintenance of Equipment	1300.	
30-7200-271	Chemicals	1000.	
30-7200-32	Office Supplies	100.	
30-7200-14	Travel	100.	
30-3010	Water Sales	4700.	

Explanation:

Total Appropriation in Current Budget.....	\$ 689,535.
Amount of Increase of above amendment.....	4,700.
Total appropriation in Current Amended Budget	\$ 694,235.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

2003-BA-32

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

General Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.

Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-5100-13	Utilities	2000.00	
10-9990	Contingency		10976.91
10-5100-38	Road Tax	600.00	
10-5100-40	Jurisdictional Task Force	100.00	
10-6900-91	Transfer to DSS	8276.91	

Explanation: Satellite Office approved

Total Appropriation in Current Budget.....	\$ 10,976.91
Amount of Decrease of above amendment.....	10,976.91
Total appropriation in Current Amended Budget	\$ -0-

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

2003-BA-33

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

DSS Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.
Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
52-3970-10	County Contribution	8276.91	
52-3480	Administration	23435.09	
52-8000-36	Foster Care	4500.00	
52-800046	Medical Travel	10000.00	
52-8000-561	Links/Special	1992.00	
52-8000-70	Wrk First Purchase Services	15000.00	
52-8000-72	State In Home Grant	220.00	

Explanation:

Total Appropriation in Current Budget.....	\$ 1,119,062.00
Amount of Increase of above amendment.....	31,712.00
Total appropriation in Current Amended Budget	\$ 1,150,774.00

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

2003-BA-34

BUDGET AMENDMENT

CAMDEN COUNTY ADMINISTRATIVE UNIT

General Fund

The Camden County Board of Commissioners passed the following resolution at the meeting on 5th day of May, 2003.
Be it resolved that the following are amendments to the budget resolution for the fiscal year ending June 30, 2003.

CODE NUMBER	DESCRIPTION OF CODE	AMOUNT	
		INCREASE	DECREASE
10-5800-743	S/W Site Development	58000.	
10-5450-74	Capital Outlay		20000.
10-4950	Economic Dev.		25000.
10-4950-04	Economic Dev. Legal Fees		7000.
104100-57	Miscellaneous		6000.

Explanation:

Total Appropriation in Current Budget.....	\$ 6,657,583.
Amount of Increase/ Decrease of above amendment.....	-0-
Total appropriation in Current Amended Budget	\$ 6,657,583.

We, the Board of County Commissioners of Camden County, hereby approve the changes in the County Budget as indicated above and have made entry of these changes in the minutes of said board this 5th day of May, 2003.
Passed by majority vote of the Board of County Commissioners of Camden County on the 5th day of May, 2003.

Chairman, Board of Commissioners

Vice-Chm. Bd Commissioners

Clerk to Board of Commissioners

Budget Amendment – Board of Education

Commissioner Rountree made a motion to approve a Budget Amendment from the Camden County Board of Education which transfers \$54,000 from the daycare fund balance to the school general fund balance to cover the cost of the daycare utilizing school property. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

2003-BA-35

Budget Amendment

Camden County Schools Administrative Unit

Local Current Expense Fund

The Camden County Board of Education at a meeting on the 10th day of April 2003, passed the following resolution.

Be it resolved that the following amendments be made to the Budget Resolution for the fiscal year ending June 30, 2003.

Code Number		Description of Code	Amount	
8100	Pymts. To Oth Gov. Units & Transfers	Increase	Decrease	
		54,000.00		
Explanation: Revenue - Day Care Funds				
Total Appropriation in Current Budget		\$	1,560,108.42	
Amount of Increase /(Decrease) of				
Above Amendment			54,000.00	
Total Appropriation in Current Amended Budget			1,614,108.42	

Passed by majority vote of the Board of Education of Camden County Schools on the 10th day of April 2003.	We the Board of County Commissioners of Camden County hereby approve the changes in the County School Funds Budget as indicated above, and have made entry of these changes in the minutes of said Board, this 5 th day of May 2003.
_____ Chairman, Board of Education	_____ Chairman, Board of County Commissioners
_____ Secretary, Board of Education	_____ Clerk to the Board of County Commissioners

Peddlers and Solicitors Application Form

The County Manager presented draft application forms and permit that will be used in implementing the new Peddlers and Solicitors Ordinance. The final forms will be completed by Monday, May 12, 2003.

No action taken.

Watermark Update

The Watermark Board has decided to continue operations despite recent setbacks and to pursue transition to nonprofit corporation status. The County, which has a State-funded loan to Watermark, has been assisting in the Board's discussions and assisting with some legal counsel on the transition to a nonprofit status.

No action taken.

Sheriff's Office/Commissioner Luncheon

As in past years, Sheriff Perry and the deputies invite the County Commissioners to a luncheon during their annual training day. The luncheon will be held on Tuesday, July 15, 2003, at the New Courthouse Fire Station, located on Sawyers Creek Road, Camden, Village.

No action taken.

Tier Ranking

The County Manager spoke this week with Representative Bill Owens regarding the movement of Camden County from Tier 1 to Tier 3. This indicates that Camden County has an economy as strong as such other nearby Tier 3 counties as Chowan, Currituck, Dare and Pasquotank counties rather than similar to such nearby Tier 1 counties as Bertie and Gates counties.

Representative Owens stated that he has talked with the people at the Department of Commerce and that the reason Camden County was given the higher tier ranking was due to having such a low poverty rate.

Given how the system is skewed, Representative Owens is seeking legislation to assist in remedying the situation for small counties like Camden County.

No action taken.

Telecommunications Legislation

Given the opposition from Sprint and the cable television industry to any legislation granting Camden County the same telecommunications service authority as all North Carolina municipalities currently enjoy and given that the eCamden Board can form a nonprofit corporation and contract with the County for services (thus effectively getting around the statutory problem), the County Manager has written an email asking Representative Owens to withdraw the legislation he submitted on the county's behalf.

No action taken.

APNEP Grant Application – Camden County High School Rain Garden

Working with Bonnie Mullen Duncan of the North Carolina Wetland Restoration Program and George Wood of Decision Support Professionals, staff has developed a \$50,000 grant application (no local match) to be submitted for funding through the Albemarle-Pamlico Estuary Program (APNEP) for the "Camden County High School Rain Garden". The innocuous title doesn't do service to the importance of the project, which is a way to treat on-site storm water runoff from developed properties. Storm water runoff is considered one of the greatest unchecked pollutants in developed areas.

Below is a summary of the demonstration project as developed by George Wood of Decision Support Professionals:

Camden County in partnership with the North Carolina Wetlands Restoration Program (NCWRP), located in the Department of Environment and Natural Resources, requests permission to pursue an Albemarle-Pamlico National Estuary Watershed Demonstration Project Grant in Camden County within the Pasquotank River Basin. The Albemarle-Pamlico National Estuary Program (APNEP) seeks proposals for Watershed Demonstration Projects from government agencies, academia, and nonprofit organizations to address improvement and protection of water quality, vital habitats, fisheries, and to promote environmental stewardship. \$50,000 is available for projects within the Pasquotank River Basin this year.

Decision Support Professionals (DSPro) has been contracted by NCWRP to assist in developing a Technical Watershed Assessment of the Pasquotank River Basin. This plan works to utilize local experience and expertise to identify watershed functional deficits and to address those deficits through funding and projects. Because Best Management Practices will be a component of many solutions/projects identified through the Local Watershed Planning Process, it is important to have demonstration projects and examples of what some of these activities can look like to recruit local support, thus generating momentum for other projects. Camden County is participating in this effort, and this request for funding will be in accordance with that Plan.

Because stormwater running off from impervious surfaces is the medium through which many pollutants reach local creeks and streams, Best Management Practices are needed to slow the velocity of this water, allowing pollutants to be absorbed into the soil. Camden County has worked with the North Carolina Wetland Restoration Program and DSPro to identify a school site in Camden where a rain garden could be located. A rain garden, also known as a bioretention area, is a Best Management Practice which marries stormwater treatment with landscaping. Unlike ponds and wetlands, which retain or hold stormwater, rain gardens detain water for short lengths of time. These areas are typically designed to drain down within 48 hours of a large storm event. The Pasquotank River Local Watershed Planning Team, along with the North Carolina Wetlands Restoration Program, Camden County, and DSPro staff feel that this demonstration project would be an asset to the County and the Pasquotank River watershed.

Commissioner Rountree made a motion to approve \$50,000 grant application to APNEP for the “Camden County High School Rain Garden” demonstration project. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Medical Insurance – Domestic Partners

The North Carolina Association of County Commissioners Health Coverage can include domestic partners in addition to spouses. Since the County pays the employee-only share of the health insurance cost, there is no cost to the County.

Commissioner Rountree made a motion to approve domestic partner coverage at no cost to the County. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no Commissioners voting no; and no Commissioners absent or not voting.

Minutes

The County Manager/Clerk to the Board explained the format for the recording of the minutes of each meeting. Hearing no objection, the Chairman stated that the minutes should continue to be drafted in the same style, format and content as they are presently.

Project Update

The County Manager provided a brief update on the following items:

- Historic Courthouse Renovation
- Solids Waste – Convenience Site – Courthouse (Chantilly Road)
- Water Line Repair – Lamb’s Road
- Traffic Light at corner of US158 and Country Club Road
- Camden Village Core Sewer Project
 - Meetings Regarding Additional Capacity for Commercial Development.
- South Mills Water Capacity Project
- Shiloh Landing – NCDOT Reciprocal Agreement
- eCamden Wireless Project

No action taken.

Closed Session

Commissioner Shaw made a motion to go into closed session pursuant to G.S. 143-318.11(a)(6) for the purpose of discussing personnel, pursuant to Section G.S. 318.11(a)(3) to consult with attorney, and pursuant to G.S. 143-318.11(a)(4) for the purpose of discussing industrial recruitment. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting. The Commissioners entered closed session at 11:20 AM.

Commissioner Rountree made a motion to come out of closed session and back into regular session. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting. The Commissioners re-entered regular session at 12:20 PM.

No action was taken upon matters discussed in Closed Session.

Budget Workshop

The County Manager reviewed the draft budget that he and the Finance Officer had prepared. He described the structure of the budget, how funds were utilized, and the overall financial condition of the budget. He highlighted certain areas of the budget and he described items in the budget to which he asked the Commissioners give attention, especially those items that the Commissioners had discussed during the year (e.g. economic development) and how they were shown in the budget.

Mr. Classen explained that the budget that he presents to the Commissioners on June 1 is a result of the budget workshops held during May.

Hearing no objection, Chairman Jennings directed that the budget workshop discussions be continued at a special meeting on May 19 and, if time allows, during the May 19 Regular meeting.

Board of Equalization and Review - Review of Property

At 1:00 PM, Chairman Jennings recessed the County Commissioners meeting and reconvened the Board of Equalization and Review. The County Commissioners, along with the County Manager, the Tax Administrator and a representative of Pearson Appraisal Services (John Smith), toured many of the properties whose values had been

appealed by their owners. They toured properties in Shiloh, Courthouse and South Mills townships, including the properties of E.B. and Betty Jones, Walter C. Litchfield, Everett L. Sawyer, W.E. McCoy Heirs, and Kenneth Pierce.

Following the tour and after discussion, Commissioner Rountree made the following motion:

- Rose Bell (estate) – Change wooded market value to swampland value.
- E.B. and Betty Jones – No change.
- W.E. McCoy Heirs – Change land value to \$2,000 per acre.
- Walter C. Litchfield – No change.
- Kenneth Pierce – Remove two-story house from record.
- P.J. Richardson – No change.
- Everett L. Sawyer – No change; Needs to apply for farm use value; direct tax administrator to send application to Mr. Sawyer;
- Everett L. Sawyer – Remove outbuildings from value.

The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting.

There being no further matters to come before the 2002-03 Board of Equalization and Review, Commissioner Shaw made a motion to adjourn the Board of Equalization and review. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting.

The Board of Equalization and Review adjourned at 4:10 PM.

At this time, Chairman Jennings reconvened the Regular Meeting of the Board of Commissioners.

Commissioner Jeralds made a motion to bring the South Mills-Camden Boundary lines back into regular session. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting.

Hearing no objection, Chairman Jennings so ordered this matter to be placed on the May 19, 2003 agenda.

There being no further items to come before the Commissioners at this time, Commissioner Shaw made a motion to adjourn the meeting. The motion passed with Commissioners Jeralds, Riggs, Rountree, Shaw and Chairman Jennings voting aye; no commissioners voting no; and no commissioner absent or not voting.

The meeting adjourned at 4:12PM.

Jeff Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Carl Classen
Clerk to the Board of Commissioners